

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

[1] MARTHA DONELSON and [2] JOHN FRIEND, )  
ON BEHALF OF THEMSELVES AND ON )  
BEHALF OF ALL SIMILARLY SITUATED )  
PERSONS )  
Plaintiffs, ) Case No. 14-CV-316-JHP-FHM  
vs. )  
[1] UNITED STATES OF AMERICA, DEPARTMENT )  
OF INTERIOR; BUREAU OF INDIAN AFFAIRS; )  
[2] DEVON ENERGY PRODUCTION COMPANY, )  
L.P.; [3] CHAPARRAL ENERGY, LLC; [4] ENCANA )  
OIL & GAS (USA), INC.; [5] PERFORMANCE )  
ENERGY RESOURCES, LLC; [6] CEJA )  
CORPORATION; [7] CEP MID-CONTINENT, LLC; )  
[8] LINN ENERGY HOLDINGS, LLC; )  
[9] SULLIVAN & COMPANY, LLC; [10] CARDINAL )  
RIVER ENERGY, LP; [11] REVARD OIL & GAS )  
PROPERTIES, INC.; [12] BLACK LAVA )  
RESOURCES, LLC; [13] B & G OIL COMPANY; )  
[14] ORION EXPLORATION, LLC; [15] NADEL )  
AND GUSSMAN, LLC; [16] LAMMAMCO )  
DRILLING, LLC; [17] CLEAR MOUNTAIN )  
PRODUCTION, LLC; [18] SHORT OIL, LLC; )  
[19] WELLCO ENERGY, INC.; [20] RAM ENERGY )  
RESOURCES, INC.; [21] MARCO OIL COMPANY, )  
LLC; [22] BGI ROUSOURCES, LLC; [23] HALCON )  
RESOURCES CORPORATION; [24] THE LINK OIL )  
COMPANY; [25] OSAGE ENERGY RESOURCES, )  
LLC; [26] TOMMEY OIL COMPANY, INC.; )  
[27] KAISER-FRANCIS ANADARKO, LLC; )  
[28] HELMER OIL CORP; [29] SPYGLASS )  
ENERGY GROUP, LLC; AND ALL OTHER )  
LESSEES AND OPERATORS AND OPERATORS )  
WHO HAVE OBTAINED A CONCESSION )  
AGREEMENT, LEASE OR DRILLING PERMIT )  
APPROVED BY THE BIA IN OSAGE COUNTY )  
IN VIOLATION OF NEPA, )  
Defendants. )

**DEFENDANT REVARD OIL AND GAS  
PROPERTIES, INC.'S MOTION TO DISMISS**

Defendant Revard Oil and Gas Properties, Inc. hereby moves to dismiss Plaintiffs' First Amended Complaint pursuant to F.R.C.P Rule 12(b)(1), (6) and (7).

In support of its Motion, Defendant Revard Oil and Gas Properties, Inc. adopts the arguments and authorities set forth in the motions filed by B&G Oil Company and Wellco Energy, Inc. [Doc. No. 124]; Devon Energy Production Co., L.P., and Linn Energy Holdings, LLC [Doc. No. 136]; The Link Company *et al.* [Doc. No. 137]; and Performance Energy Resources, L.P. *et al.* [Doc. No. 138].

Defendant Revard Oil and Gas Properties, Inc. prays that the Court dismiss with prejudice Plaintiffs' First Amended Complaint and grant it reasonable attorney fees, costs, and all other relief to which the Court determines to be just and proper.

s/ Jack H. Santee

---

Jack H. Santee, OBA No. 7903  
Moyers Martin, LLP  
401 S. Boston Avenue, Suite 1100  
Tulsa, OK 74103  
Phone: (918) 582-5281  
Facsimile: (918) 585-8318  
Email: [santee@moyersmartin.com](mailto:santee@moyersmartin.com)  
*Attorney for Defendant  
Revard Oil and Gas Properties, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 7<sup>th</sup> day of October, 2014, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System which will send notification of such filing to all persons who have entered their appearance as ECF registrants in this case.

s/ Jack H. Santee  
\_\_\_\_\_  
Jack H. Santee